

# STATE OF WISCONSIN

## Senate Journal

### Eighty-Seventh Regular Session

TUESDAY, February 18, 1986

10:00 A.M.

The senate met.

The senate was called to order by Fred A. Risser, president of the senate.

The senate stood for the prayer which was offered by Father John F. Crist of Trinity Church, Janesville.

The senate remained standing and Senator Cullen led the senate in the pledge of allegiance to the flag of the United States of America.

The roll was called and the following senators answered to their names:

Senators Adelman, Andrea, Chilsen, Chvala, Cullen, Czarnezki, Davis, Ellis, Engeleiter, Feingold, George, Hanaway, Harsdorf, Helbach, Kincaid, Kreul, Lasee, Lee, Lecan, Lorman, McCallum, Moen, Norquist, Otte, Plewa, Risser, Roshell, Rude, Stitt, Strohl, Ulichny and Van Sistine -- 32.

Absent -- Senator Theno -- 1.

Absent with leave -- None.

#### INTRODUCTION OF BILLS

Read first time and referred:

##### **Senate Bill 547**

Relating to release of information from mental health treatment records to law enforcement agencies.

By Senators Chvala and Ellis; cosponsored by Representatives D. Travis and Buettner, by request of the Department of Health and Social Services.

To committee on Agriculture, Health and Human Services.

##### **Senate Bill 548**

Relating to escape by persons committed to the department of health and social services.

By Senators Chvala and Ellis; cosponsored by Representatives D. Travis and Buettner, by request of the Department of Health and Social Services.

To committee on Judiciary and Consumer Affairs.

##### **Senate Bill 549**

Relating to regulation of firearms by counties, towns, cities and villages.

By Senators Kincaid, Andrea, Kreul, Van Sistine, Chilsen, Moen, Theno, Roshell, McCallum, Otte, Lasee, Rude and Stitt; cosponsored by Representatives Schneider, Hephner, Tesmer, T. Thompson, Hasenohrl, Porter, Vanderperren, McEssy, Shoemaker, Bradley,

Byers, Looby, R. Travis, Brist, Larson, Radtke, Robinson, Panzer, Schneiders, Gronemus, Coleman, R. Thompson, Cowles, Holperin, Schultz, Hubler, Van Gorden, Zeuske, Paulson, Berndt, Clements, Lepak, Johnsrud, Ourada, Musser, Vergeront, Plizka, Welch and Matty.

To committee on Urban Affairs, Utilities and Elections.

By request of Senator Cullen, with unanimous consent, **Senate Bill 549** was withdrawn from committee on Urban Affairs, Utilities and Elections and referred to committee on Senate Organization.

##### **Senate Bill 550**

Relating to the penalty for tampering with an odometer.

By Senators Otte, Chvala and McCallum; cosponsored by Representatives Foti, Vanderperren, Hasenohrl, Rosenzweig, Plizka, Manske, Kasten, Rutkowski and Holschbach.

To committee on Transportation.

##### **Senate Bill 551**

Relating to crime victim compensation and granting rule-making authority.

By Senators Ulichny, Hanaway and Risser; cosponsored by Representatives Neubauer and Hauke.

To committee on Judiciary and Consumer Affairs.

##### **Senate Bill 552**

Relating to issuance of alcohol beverages licenses to persons having indebtedness for alcohol beverages.

By Senators Strohl and Norquist; cosponsored by Representatives Becker, Notestein, Seery and Crawford.

To committee on Labor, Business, Veterans Affairs and Insurance.

##### **Senate Bill 553**

Relating to qualifications for, and appointment of, the tax commissioner of 1st class cities.

By Senators Lee and Plewa; cosponsored by Representatives Notestein and Williams, by request of the City of Milwaukee.

To committee on Urban Affairs, Utilities and Elections.

##### **Senate Bill 554**

Relating to bills to suspend administrative rules.

By Senators Norquist, Czarnezki, Lee, Strohl and Ulichny; cosponsored by Representatives Crawford and Holperin.

To joint committee for Review of Administrative Rules.

**Senate Bill 555**

Relating to replacement registration plates.

By Senator Otte; cosponsored by Representatives Vanderperren and Hasenohrl, by request of Governor Anthony S. Earl.

To committee on Transportation.

**Senate Bill 556**

Relating to project appointment and limited term employment in the state classified service.

By Senators Chvala, Norquist and Czarnecki; cosponsored by Representatives Carpenter, Looby, Barca and Black.

To Joint Survey committee on Retirement Systems.

**Senate Bill 557**

Relating to prohibiting the sale of certain beverage containers and providing a penalty.

By Senators Davis, Strohl, Lee, Chilsen, Risser, Leraan and Lorman; cosponsored by Representatives Ourada, R. Young, Berndt, Zeuske, Plizka, Schmidt, Rosenzweig and Cowles.

To committee on Labor, Business, Veterans Affairs and Insurance.

COMMITTEE REPORTS

The committee on Aging, Banking, Commercial Credit and Taxation reports and recommends:

**Senate Bill 558**

Relating to investments of banks and the state investment board in the African development bank, banking hours, emergency bank closings, branch banking, failing banks, the location of trust company banks, voluntary liquidation of banks, certain bank merger fees, cease and desist orders of the commissioner of banking, information to be provided to bank shareholders, proxy voting by bank officers, bank examination reports, meetings of boards of directors of banks, unsecured loans to bank officers and employees, real estate held by banks, approval of bank capital notes or debentures, electronic fund transfer systems operated by out-of-state banks, capital-to-deposit ratios of banks, security for public deposits, an indemnity fund for trust assets and certain deductions from the gross income of banks and providing penalties.

By request of the Commissioner of Banking.

Introduction:

Ayes, 9 -- Senators Feingold, Plewa, Helbach, Czarnecki, Kincaid, Moen, Lorman, Davis and Chilsen;

Noes, 1 -- Senator Kreul.

RUSS FEINGOLD

Chair

Read first time and referred to committee on Aging, Banking, Commercial Credit and Taxation.

The committee on Aging, Banking, Commercial Credit and Taxation reports and recommends:

**Senate Bill 197**

Relating to the rates for the corporate income and franchise taxes.

Introduction and adoption of senate substitute amendment 1:

Ayes, 9 -- Senators Feingold, Plewa, Helbach, Czarnecki, Moen, Kreul, Lorman, Davis and Chilsen;

Noes, 1 -- Senator Kincaid.

Passage as amended:

Ayes, 9 -- Senators Feingold, Plewa, Helbach, Czarnecki, Moen, Kreul, Lorman, Davis and Chilsen;

Noes, 1 -- Senator Kincaid.

**Senate Bill 409**

Relating to required disclosures regarding open-end credit plans and providing a penalty.

Introduction and adoption of senate substitute amendment 1:

Ayes, 10 -- Senators Feingold, Plewa, Helbach, Czarnecki, Kincaid, Moen, Kreul, Lorman, Davis and Chilsen;

Noes, 0 -- None.

Passage as amended:

Ayes, 10 -- Senators Feingold, Plewa, Helbach, Czarnecki, Kincaid, Moen, Kreul, Lorman, Davis and Chilsen;

Noes, 0 -- None.

RUSS FEINGOLD

Chair

The committee on Education and Government Operations reports and recommends:

MARTY, MATHEW G., of Madison, as a member of the Personnel Board, to serve for the term ending July 1, 1988.

Confirmation:

Ayes, 7 -- Senators Czarnecki, Adelman, Helbach, Moen, Otte, Harsdorf and Lorman;

Noes, 0 -- None.

**Senate Bill 488**

Relating to the exemption from nonresident tuition at the university of Wisconsin system for persons who move to this state to accept full-time employment.

Passage:

Ayes, 7 -- Senators Czarnecki, Adelman, Helbach, Moen, Otte, Harsdorf and Lorman;

Noes, 0 -- None.

**Assembly Bill 380**

An act to repeal, renumber, amend, reenact and revise various provisions of the statutes, and session laws for the purpose of correcting errors, supplying omissions, clarifying language, correcting titles of officers and institutions, correcting and clarifying references, renumbering for better location and arrangement, eliminating unnecessary and obsolete provisions and reconciling conflicts (Revisor's Correction Bill).

Concurrence:

Ayes, 8 -- Senators Czarnecki, Adelman, Helbach, Moen, Otte, Davis, Harsdorf and Lorman;  
Noes, 0 -- None.

JOSEPH J. CZARNECKI  
Chair

The committee on Transportation reports and recommends:

**Senate Resolution 13**

Memorializing the Wisconsin congressional delegation to oppose the sale of the Consolidated Rail Corporation to the Norfolk Southern Corporation.

Adoption:

Ayes, 6 -- Senators Otte, Moen, Roshell, Andrea, Kreul and Theno;  
Noes, 0 -- None.

**Senate Bill 522**

Relating to adjustments in jurisdictional mileage responsibilities and the functional classification of highways used in transportation aid calculations.

Passage:

Ayes, 6 -- Senators Otte, Moen, Roshell, Andrea, Kreul and Theno;  
Noes, 0 -- None.

CARL OTTE  
Chair

The committee on Energy and Environmental Resources reports and recommends:

**Senate Bill 546**

Relating to sulfur dioxide and nitrogen oxide emission goals and limits, creating a council, providing for a study, granting rule-making authority, providing penalties and making appropriations.

Introduction and adoption of senate amendment 1:

Ayes, 6 -- Senators Lee, Adelman, Norquist, Ellis, Hanaway and Theno;  
Noes, 2 -- Senators Strohl and Chvala.

Introduction and adoption of senate amendment 2:

Ayes, 8 -- Senators Strohl, Lee, Adelman, Chvala, Norquist, Ellis, Hanaway and Theno;  
Noes, 0 -- None.

Passage as amended:

Ayes, 5 -- Senators Strohl, Lee, Adelman, Chvala and Norquist;  
Noes, 3 -- Senators Ellis, Hanaway and Theno.

JOE STROHL  
Chair

PETITIONS AND COMMUNICATIONS

**Senate Petition 24**

A petition by 31 residents of the state of Wisconsin in support of current proposed legislation concerning acid rain, and in opposition to any further restrictions until the research results demonstrate a need for further protection of the environment.

By Senator Rude.

Read and referred to committee on Energy and Environmental Resources.

State of Wisconsin  
Affirmative Action Council

February 11, 1986

To the Honorable, the Senate:

As required by State Statute (Chapter 230.46), the Annual Report of the State Affirmative Action Council is hereby submitted. Please distribute the enclosed announcements of the report's availability to the members of the Senate.

Additional copies may be obtained from the State Affirmative Action Council Office, 137 E. Wilson St., Madison, WI 53703 (telephone 266-5709).

Sincerely,  
J. ALLEN STOKES  
Chair

CALENDAR OF FEBRUARY 18

MARTY, MATHEW G., of Madison, as a member of the Personnel Board, to serve for the term ending July 1, 1988.

Read.

The question was: Shall the appointment be confirmed?

The ayes and noes were required and the vote was: ayes, 32; noes, 0; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Andrea, Chilsen, Chvala, Cullen, Czarnecki, Davis, Ellis, Engeleiter, Feingold, George, Hanaway, Harsdorf, Helbach, Kincaid, Kreul, Lasee, Lee, Lekan, Lorman, McCallum, Moen, Norquist, Otte, Plewa, Risser, Roshell, Rude, Stitt, Strohl, Ulichny and Van Sistine -- 32.

Noes -- None.

Absent or not voting -- Senator Theno -- 1.

So the appointment was confirmed.

SENATE CLEARINGHOUSE ORDERS

**Clearinghouse Rule 85-171**

AN ORDER to repeal RL 10.01 (7); to renumber RL 10.01 (8) and (9); to amend RL 10.02; to repeal and recreate RL 2.10 (1); and to create RL 3.40 (3) and 5.05 (6), relating to certification of optometrists to use diagnostic pharmaceutical agents, time limits for

approval or denial of applications for optometrists, private detectives and charitable organizations and designation of hearing examiners.

Submitted by Department of Regulation and Licensing.

Report received from agency, February 17, 1986.

Referred to committee on Agriculture, Health and Human Services, February 18, 1986.

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MESSAGE FROM THE ASSEMBLY

By Joanne M. Duren, chief clerk.

Mr. President:

I am directed to inform you that the assembly has passed and asks concurrence in:

**Assembly Bill 234**  
**Assembly Bill 315**  
**Assembly Bill 356**  
**Assembly Bill 465**  
**Assembly Bill 501**  
**Assembly Bill 541**  
**Assembly Bill 677**  
**Assembly Bill 682**

Concurred in:

**Senate Bill 60**  
**Senate Bill 61**  
**Senate Bill 62**  
**Senate Bill 159**  
**Senate Bill 237**  
**Senate Bill 277**  
**Assembly Bill 252, senate amendment 1**

Amended and concurred in as amended:

**Senate Bill 94, assembly amendments 1, 2, 3 and 4**  
**Senate Bill 302, assembly substitute amendment 1, with amendments 1 and 2**

Adopted and asks concurrence in:

**Assembly Joint Resolution 59**

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MESSAGE FROM THE ASSEMBLY  
CONSIDERED

**Assembly Bill 234**

Relating to summary judgment.

By Representatives Schneiders, Panzer, Huelsman and Rosenzweig, cosponsored by Senator Lorman.

Read first time and referred to committee on Judiciary and Consumer Affairs.

**Assembly Bill 315**

Relating to assessments of cemetery lots for care of lots and improvements of cemeteries.

By Representatives Schmidt, Matty, Cowles, Welch, Ladwig and Goetsch, cosponsored by Senators Davis and Lorman.

Read first time and referred to committee on Urban Affairs, Utilities and Elections.

**Assembly Bill 356**

Relating to providing local child support agencies with notice and the opportunity to be heard in termination of parental rights proceedings.

By Representatives Tregoning, Goetsch, T. Thompson, Matty, J. Young and Turba, cosponsored by Senators Kreul, Rude and Leean, by request of Paul McLimans, Iowa County District Attorney.

Read first time and referred to committee on Judiciary and Consumer Affairs.

**Assembly Bill 465**

Relating to personalized registration plates.

By Representatives Grobschmidt, Krug, Krusick, Neubauer, Shoemaker, Nelsen, Tregoning, Manske, Schneiders, Schmidt and Lepak, cosponsored by Senators Plewa, Roshell, Andrea, Lee and Lorman.

Read first time and referred to committee on Transportation.

**Assembly Bill 501**

Relating to fees paid by a party demanding a jury.

By Representatives Wimmer, Crawford, T. Thompson, Goetsch, Plizka, Merkt, Tregoning, Johnsrud, Vergeront, Williams and Schmidt, cosponsored by Senators Davis, Kincaid and Leean.

Read first time and referred to committee on Judiciary and Consumer Affairs.

**Assembly Bill 541**

Relating to technical assistance for and collection of business surveys.

By committee on Economic Development.

Read first time and referred to committee on Economic Development.

**Assembly Bill 677**

Relating to creating penalties for persons subject to juvenile court jurisdiction who escape from custody.

By Representatives Tesmer, Hauke and Rutkowski, cosponsored by Senators Lee, Plewa and Andrea.

Read first time and referred to committee on Agriculture, Health and Human Services.

**Assembly Bill 682**

Relating to children who are not responsible for their illegal acts because of mental disease or mental defect.

By Representatives Tesmer, Hauke and Rutkowski, cosponsored by Senators Lee, Plewa and Andrea.

Read first time and referred to committee on Judiciary and Consumer Affairs.

**Assembly Joint Resolution 59**

Relating to 4-year terms of office for sheriffs (first consideration).

By Representatives Krusick and Tesmer, cosponsored by Senator Norquist.

Read first time and referred to committee on Education and Government Operations.

By request of Senator Lee, with unanimous consent, **Assembly Joint Resolution 59** was withdrawn from the committee on Education and Government Operations and referred to the committee on Senate Organization.

LEAVE OF ABSENCE

By request of Senator Engeleiter, with unanimous consent, Senator Theno was granted a leave of absence until 11:00 A.M.

CALENDAR OF FEBRUARY 18

**Senate Joint Resolution 62**

Expressing support for the efforts of the Governor's bipartisan American Motors Task Force.

By Senators Strohl, Andrea, Ulichny, George, Cullen, Kincaid, Engeleiter and Plewa; cosponsored by Representatives Neubauer, Antaramian, Fergus, Barca, Porter and Kunicki.

Read.

The question was: Concurrence of assembly substitute amendment 1?

Concurred in.

**Senate Bill 217**

Relating to mobile home parks.

Read.

Senate amendments 1 and 2 to assembly substitute amendment 1 offered by Senators Czarnecki and Otte.

The question was: Adoption of senate amendment 1 to assembly substitute amendment 1?

Adopted.

The question was: Adoption of senate amendment 2 to assembly substitute amendment 1?

Adopted.

Senate amendment 3 to assembly substitute amendment 1 offered by Senator Plewa.

The question was: Adoption of senate amendment 3 to assembly substitute amendment 1?

Senator Czarnecki moved rejection of senate amendment 3 to assembly substitute amendment 1.

The question was: Rejection of senate amendment 3 to assembly substitute amendment 1?

The ayes and noes were demanded and the vote was: ayes, 14; noes, 18; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Chilsen, Chvala, Cullen, Czarnecki, Feingold, George, Lee, Moen, Norquist, Otte, Risser, Strohl and Van Sistine -- 14.

Noes -- Senators Andrea, Davis, Ellis, Engeleiter, Hanaway, Harsdorf, Helbach, Kincaid, Kreul, Lasee, Leraan, Lorman, McCallum, Plewa, Roshell, Rude, Stitt and Ulichny -- 18.

Absent or not voting -- Senator Theno -- 1.

So the motion did not prevail.

The question was: Adoption of senate amendment 3 to assembly substitute amendment 1?

Senate amendment 1 to senate amendment 3 to assembly substitute amendment 1 offered by Senator Czarnecki.

The question was: Adoption of senate amendment 1 to senate amendment 3 to assembly substitute amendment 1?

Senator Plewa moved rejection of senate amendment 1 to senate amendment 3 to assembly substitute amendment 1.

The question was: Rejection of senate amendment 1 to senate amendment 3 to assembly substitute amendment 1?

The ayes and noes were demanded and the vote was: ayes, 17; noes, 15; absent or not voting, 1; as follows:

Ayes -- Senators Andrea, Davis, Ellis, Engeleiter, Hanaway, Harsdorf, Helbach, Kincaid, Kreul, Lasee, Leraan, Lorman, Plewa, Roshell, Rude, Stitt and Ulichny -- 17.

Noes -- Senators Adelman, Chilsen, Chvala, Cullen, Czarnecki, Feingold, George, Lee, McCallum, Moen, Norquist, Otte, Risser, Strohl and Van Sistine -- 15.

Absent or not voting -- Senator Theno -- 1.

So the motion prevailed.

Senator Adelman asked unanimous consent that **Senate Bill 217** be referred to committee on Judiciary and Consumer Affairs.

Senator Czarnecki objected.

Senator Adelman moved that **Senate Bill 217** be laid on the table.

The question was: Shall **Senate Bill 217** be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 15; noes, 18; absent or not voting, 0; as follows:

Ayes -- Senators Adelman, Andrea, Chilsen, Chvala, Cullen, Czarnecki, Feingold, George, Lee, Moen, Norquist, Otte, Risser, Strohl and Van Sistine -- 15.

Noes -- Senators Davis, Ellis, Engeleiter, Hanaway, Harsdorf, Helbach, Kincaid, Kreul, Lasee, Leraan, Lorman, McCallum, Plewa, Roshell, Rude, Stitt, Theno and Ulichny -- 18.

Absent or not voting -- None.

So the motion did not prevail.

Senator Adelman asked unanimous consent that **Senate Bill 217** be referred to committee on Senate Organization.

Senator Davis objected.

Senate amendment 2 to senate amendment 3 to assembly substitute amendment 1 offered by Senator Chilsen.

The question was: Adoption of senate amendment 2 to senate amendment 3 to assembly substitute amendment 1?

By request of Senator Adelman, with unanimous consent, **Senate Bill 217** was placed at the foot of the calendar.

**Senate Bill 288**

Relating to certain county, city, village and town zoning provisions affecting airports.

Read.

The question was: Concurrence of assembly amendment 1?

By request of Senator Kreul, with unanimous consent, the senate recessed until 11:27 A.M.

10:58 A.M.

RECESS

11:27 A.M.

The senate reconvened.

The question was: Concurrence of assembly amendment 1?

Senator Ellis moved non-concurrence of assembly amendment 1.

The question was: Non-concurrence of assembly amendment 1?

The ayes and noes were demanded and the vote was: ayes, 12; noes, 21; absent or not voting, 0; as follows:

Ayes -- Senators Davis, Ellis, Engeleiter, Hanaway, Harsdorf, Kreul, Lasee, Lekan, Lorman, Rude, Stitt and Theno -- 12.

Noes -- Senators Adelman, Andrea, Chilsen, Chvala, Cullen, Czarnezki, Feingold, George, Helbach, Kincaid, Lee, McCallum, Moen, Norquist, Otte, Plewa, Risser, Roshell, Strohl, Ulichny and Van Sistine -- 21.

Absent or not voting -- None.

So the motion did not prevail.

The question was: Concurrence of assembly amendment 1?

Concurred in.

The question was: Concurrence of assembly amendment 2?

Concurred in.

The question was: Concurrence of assembly amendment 3?

Concurred in.

**Assembly Bill 92**

Relating to political party committees.

Read.

The question was: Shall the senate adhere to its position on senate amendment 4?

By request of Senator Lee, with unanimous consent, the senate recessed from its position on senate amendment 4.

Senator Helbach in the chair.

11:35 A.M.

**Assembly Bill 159**

Relating to authorizing counties to register certain bicycles.

Read.

The question was: Shall the senate adhere to its position on senate amendment 1?

Senator Risser moved that the senate recede from its position on senate amendment 1.

The question was: Shall the senate recede from its position on senate amendment 1?

The ayes and noes were demanded and the vote was: ayes, 15; noes, 18; absent or not voting, 0; as follows:

Ayes -- Senators Adelman, Chvala, Cullen, Czarnezki, Feingold, George, Helbach, Lee, Moen, Norquist, Otte, Risser, Strohl, Ulichny and Van Sistine -- 15.

Noes -- Senators Andrea, Chilsen, Davis, Ellis, Engeleiter, Hanaway, Harsdorf, Kincaid, Kreul, Lasee, Lekan, Lorman, McCallum, Plewa, Roshell, Rude, Stitt and Theno -- 18.

Absent or not voting -- None.

So the motion did not prevail.

The question was: Shall the senate adhere to its position on senate amendment 1?

The senate adhered to its position on senate amendment 1.

**Assembly Bill 191**

Relating to placement of materials containing a political message during election campaign periods and electioneering at polling places.

Read.

The question was: Shall the senate adhere to its position on senate amendment 1?

Senator Czarnezki moved that the senate recede from its position on senate amendment 1.

The question was: Shall the senate recede from its position on senate amendment 1?

The ayes and noes were demanded and the vote was: ayes, 12; noes, 21; absent or not voting, 0; as follows:

Ayes -- Senators Czarnezki, Davis, Engeleiter, Feingold, Helbach, Kincaid, Kreul, McCallum, Norquist, Otte, Roshell and Stitt -- 12.

Noes -- Senators Adelman, Andrea, Chilsen, Chvala, Cullen, Ellis, George, Hanaway, Harsdorf, Lasee, Lee,

Leean, Lorman, Moen, Plewa, Risser, Rude, Strohl, Theno, Ulichny and Van Sistine -- 21.

Absent or not voting -- None.

So the motion did not prevail.

The question was: Shall the senate adhere to its position on senate amendment 1.

The senate adhered to its position on senate amendment 1.

By request of Senator Lee, with unanimous consent, the senate requests a Committee of Conference on Assembly Bill 191.

#### Senate Bill 70

Relating to modifying the distribution schedule of state aid payments to school districts.

Read a second time.

The question was: Adoption of senate substitute amendment 1?

By request of Senator George, with unanimous consent, Senate Bill 70 was referred to joint committee on Finance.

The president of the senate in the chair.

11:59 A.M.

#### Senate Bill 335

Relating to determination of a private school's attendance area and to pupil transportation requirements.

Read a second time.

Senate amendment 1 offered by Senator Helbach.

The question was: Adoption of senate amendment 1?

Senator Czarnecki moved rejection of senate amendment 1.

The question was: Rejection of senate amendment 1?

The ayes and noes were demanded and the vote was: ayes, 9; noes, 24; absent or not voting, 0; as follows:

Ayes -- Senators Adelman, Czarnecki, Davis, Ellis, Feingold, George, Lee, Norquist and Strohl -- 9.

Noes -- Senators Andrea, Chilsen, Chvala, Cullen, Engleiter, Hanaway, Harsdorf, Helbach, Kincaid, Kreul, Lasee, Leean, Lorman, McCallum, Moen, Otte, Plewa, Risser, Roshell, Rude, Stitt, Theno, Ulichny and Van Sistine -- 24.

Absent or not voting -- None.

So the motion did not prevail.

The question was: Adoption of senate amendment 1? Adopted.

Ordered to a third reading.

By request of Senator Cullen, with unanimous consent, the bill was considered for final action at this time.

#### Senate Bill 335

Read a third time and passed.

#### Senate Bill 395

Relating to regulation of membership campgrounds and providing penalties.

Read a second time.

The question was: Adoption of senate amendment 1 to senate substitute amendment 1?

By request of Senator George, with unanimous consent, Senate Bill 395 was referred to joint committee on Finance.

#### Senate Bill 432

Relating to requiring the department of revenue to reveal the total income taxes withheld, and sales and use taxes collected, by local units of government and this state.

Read a second time.

The question was: Adoption of senate substitute amendment 1?

By request of Senator George, with unanimous consent, Senate Bill 432 was referred to joint committee on Finance.

#### Senate Bill 504

Relating to allowing the department of health and social services to enter into interstate adoption agreements.

Read a second time.

The question was: Adoption of senate amendment 1? Adopted.

Ordered to a third reading.

By request of Senator Cullen, with unanimous consent, the bill was considered for final action at this time.

#### Senate Bill 504

Read a third time and passed.

#### Assembly Bill 380

An act to repeal, renumber, amend, reenact and revise various provisions of the statutes, and session laws for the purpose of correcting errors, supplying omissions, clarifying language, correcting titles of officers and institutions, correcting and clarifying references, renumbering for better location and arrangement, eliminating unnecessary and obsolete provisions and reconciling conflicts (Revisor's Correction Bill).

Read a second time.

Ordered to a third reading.

By request of Senator Cullen, with unanimous consent, the bill was considered for final action at this time.

#### Assembly Bill 380

Read a third time and concurred in.

#### Assembly Bill 434

Relating to various changes in the law governing repair, replacement and refund under new motor vehicle warranties.

Read a second time.

By request of Senator George, with unanimous consent, **Assembly Bill 434** was referred to joint committee on Finance.

**Senate Bill 217**

Relating to mobile home parks.

Read.

The question was: Adoption of senate amendment 2 to senate amendment 3 to assembly substitute amendment 1?

Senator Plewa moved rejection of senate amendment 2 to senate amendment 3 to assembly substitute amendment 1.

The question was: Rejection of senate amendment 2 to senate amendment 3 to assembly substitute amendment 1?

The ayes and noes were demanded and the vote was: ayes, 13; noes, 20; absent or not voting, 0; as follows:

Ayes -- Senators Andrea, Davis, Hanaway, Harsdorf, Kreul, Lasee, Leman, Lorman, Plewa, Roshell, Rude, Stitt and Ulichny -- 13.

Noes -- Senators Adelman, Chilsen, Chvala, Cullen, Czarnezki, Ellis, Engeleiter, Feingold, George, Helbach, Kincaid, Lee, McCallum, Moen, Norquist, Otte, Risser, Strohl, Theno and Van Sistine -- 20.

Absent or not voting -- None.

So the motion did not prevail.

The question was: Adoption of senate amendment 2 to senate amendment 3 to assembly substitute amendment 1?

Adopted.

The question was: Adoption of senate amendment 3 to assembly substitute amendment 1?

By request of Senator Czarnezki, with unanimous consent, senate amendment 3 to assembly substitute amendment 1 was placed after senate amendment 4 to assembly substitute amendment 1.

Senate amendment 4 to assembly substitute amendment 1 offered by Senator Czarnezki.

The question was: Adoption of senate amendment 4 to assembly substitute amendment 1?

Senator Plewa raised the point of order that senate amendment 4 to assembly substitute amendment 1 was not germane.

The chair ruled the point of order not well taken.

Senator Plewa moved rejection of senate amendment 4 to assembly substitute amendment 1.

The question was: Rejection of senate amendment 4 to assembly substitute amendment 1?

The ayes and noes were demanded and the vote was: ayes, 16; noes, 17; absent or not voting, 0; as follows:

Ayes -- Senators Andrea, Davis, Ellis, Engeleiter, Hanaway, Harsdorf, Kreul, Lasee, Leman, Lorman, Plewa, Roshell, Rude, Stitt, Theno and Ulichny -- 16.

Noes -- Senators Adelman, Chilsen, Chvala, Cullen, Czarnezki, Feingold, George, Helbach, Kincaid, Lee, McCallum, Moen, Norquist, Otte, Risser, Strohl and Van Sistine -- 17.

Absent or not voting -- None.

So the motion did not prevail.

The question was: Adoption of senate amendment 4 to assembly substitute amendment 1?

Adopted.

The question was: Adoption of senate amendment 3 to assembly substitute amendment 1?

By request of Senator Czarnezki, with unanimous consent, senate amendment 3 to assembly substitute amendment 1 was laid on the table.

Senate amendment 5 to assembly substitute amendment 1 offered by Senator Plewa.

The question was: Adoption of senate amendment 5 to assembly substitute amendment 1?

Senator Czarnezki moved rejection of senate amendment 5 to assembly substitute amendment 1.

The question was: Rejection of senate amendment 5 to assembly substitute amendment 1?

The ayes and noes were demanded and the vote was: ayes, 17; noes, 16; absent or not voting, 0; as follows:

Ayes -- Senators Adelman, Andrea, Chvala, Cullen, Czarnezki, Feingold, George, Helbach, Kincaid, Lee, Moen, Norquist, Otte, Risser, Strohl, Theno and Van Sistine -- 17.

Noes -- Senators Chilsen, Davis, Ellis, Engeleiter, Hanaway, Harsdorf, Kreul, Lasee, Leman, Lorman, McCallum, Plewa, Roshell, Rude, Stitt and Ulichny -- 16.

Absent or not voting -- None.

So the motion prevailed.

The question was: Concurrence of assembly substitute amendment 1?

Concurred in as amended.

By request of Senator Cullen, with unanimous consent, all action was ordered immediately messaged with the exception of **Assembly Bill 159**.

The chair appointed Senators Lee, Strohl and Rude as conferees to the Committee of Conference on **Assembly Bill 191**.

The question was: Shall the conferees be confirmed? Confirmed.

By request of Senator Cullen, with unanimous consent, all action on **Assembly Bill 191** was ordered immediately messaged.

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MOTIONS

By request of Senator Stitt, with unanimous consent, the senate requests a Committee of Conference on **Assembly Bill 159**.

By request of Senator Cullen, with unanimous consent, all action on **Assembly Bill 159** was ordered immediately messaged.

By request of Senator Engeleiter, with unanimous consent, the senate adjourned in honor of Bishop William Kahn and the Lutherans who have chosen to have their new headquarters in Milwaukee.

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AMENDMENTS OFFERED

Senate substitute amendment 2 to **Senate Bill 31** by Senator Chilsen.

Senate amendment 1 to **Senate Bill 512** by Senator Chvala.

Senate substitute amendment 1 to **Assembly Bill 176** by Senator Ulichny.

Senate substitute amendment 2 to **Senate Bill 395** by Senators Adelman and Feingold.

Upon motion of Senator Cullen the senate adjourned until 10:00 A.M. Thursday, February 20.

12:50 P.M.